

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA**

Jose Luis Cabrera, Deceased; Claudia
Jeaneth Jiminez Cabrera, North Dakota
Personal Representative of Jose Luis
Cabrera, Surviving Spouse, and Guardian
of their Minors,

Plaintiffs,

vs.

Pyramid Instrumentation and Electric
Corporation now known as PTW Energy
Service,

Defendant.

**ORDER ADOPTING REPORT
AND RECOMMENDATION**

Case No. 1:18-cv-091

Claudia Jiminez Cabrera initiated the above entitled action *pro se* with the payment of the filing fee and the filing of a complaint May 4, 2018, alleging in substance that defendant discriminated against and otherwise violated the rights of Cabrera's husband, now deceased, while he was in the defendant's employ. On June 5, 2018, Magistrate Judges Charles S. Miller, Jr. issued a Report and Recommendation recommending that if Ms. Cabrera failed to retain counsel or if counsel failed to file a notice of appearance by July 30, 2018, the court should dismiss the above-entitled action without prejudice because she is not a licensed attorney and is not permitted to represent anyone but herself. See Doc. No. 4. On August 21, 2018, Magistrate Judge Charles S. Miller, Jr., issued a second Report and Recommendation again recommending that the case be dismissed if Ms. Cabrera failed to obtain counsel. See Do. No. 10. Ms. Cabrera was granted two extensions of time to find counsel and/or object to the Report and Recommendation, with the last deadline being November 30, 2018. See Doc. Nos. 10 and 12. Ms. Cabrera filed an objection on November 30, 2018. See Doc. No. 13.

The Court has carefully reviewed the two Reports and Recommendations and the entire record, Cabrera's objection, and finds the Report and Recommendation to be persuasive. Accordingly, the Court **ADOPTS** the Reports and Recommendations (Docket Nos. 4 and 10) in their entirety. The Court **DISMISSES** the complaint without prejudice.

IT IS SO ORDERED.

Dated this 5th day of December, 2018.

/s/ Daniel L. Hovland
Daniel L. Hovland, Chief Judge
United States District Court